

**UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF WEST VIRGINIA
WHEELING DIVISION**

MARK MCEVOY, et al., individually and
on behalf of a proposed class,

Plaintiffs,

v.

CIVIL ACTION NO. 5:22-cv-171
Honorable Judge John P. Bailey

DIVERSIFIED ENERGY COMPANY PLC,
et al.,

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA

PLEASE TAKE NOTICE that pursuant to Rule 45(a) of the Federal Rules of Civil Procedure, Plaintiffs intend to serve a Subpoena upon KeyCorp, KeyBank, KeyBanc Capital Markets Inc., KeyBank National Association in the form attached hereto as Exhibit A on October 9, 2023, or as soon thereafter as service may be effectuated.

Dated: October 9, 2023

Respectfully submitted,

/s/ John W. Barrett

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CERTIFICATE OF SERVICE

I, John Barrett, certify that on October 9, 2023, a true and correct copy of *Notice of Intent to Serve Subpoena* was filed using CM/ECF, the Court's electronic notification system, which provided notice to all counsel of record.

/s/ John W. Barrett
John W. Barrett, Esq. (WVSB No. 7289)